

THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

JOSHUA PAYNE,

Plaintiff,

v.

WALTER FAITH, et al.,

Defendants.

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: CIVIL ACTION NO. 1:22-CV-217

: (JUDGE MARIANI)

: (Magistrate Judge Carlson)

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ORDER

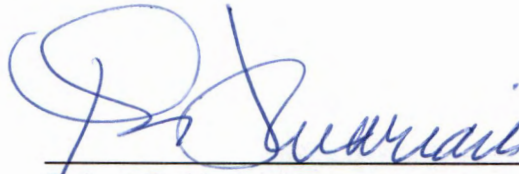
AND NOW, THIS 14th DAY OF JULY 2023, upon consideration of Magistrate

Judge Martin C. Carlson's Report and Recommendation ("R&R") (Doc. 35) and all relevant documents for clear error or manifest injustice, **IT IS HEREBY ORDERED THAT:**

1. The R&R (Doc. 35) is **ADOPTED** for the reasons stated therein;
2. The "Motion to Voluntary [sic] Dismiss Plaintiff's Second Amended Complaint" (Doc. 34) is **GRANTED**;¹
3. The above-captioned action is **DISMISSED WITH PREJUDICE**;
4. The Motion to Dismiss the Second Amended Complaint (Doc. 29) is **DEEMED MOOT**;

¹ Plaintiff seeks dismissal with prejudice. (Doc. 34 at 1.)

5. The Clerk of Court is directed to **CLOSE** this case.

A handwritten signature in blue ink, appearing to read "R. Mariani", is written over a horizontal line.

Robert D. Mariani
United States District Judge